

SENATE BILL 3078

By Herron

AN ACT to amend Tennessee Code Annotated, Title 62,
Chapter 5, relative to cremation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 62, Chapter 5, Part 5, is amended by adding the following language as a new, appropriately designated section:

§ 62-5-5__.

Notwithstanding any other law to the contrary, when there is a dispute as to whether to cremate the decedent's body, the priority of the right to dispose of the decedent's body by way of cremation shall be as follows:

- (1) The decedent, in a signed writing that evidences the decedent's preference to be cremated;
- (2) The spouse of the decedent;
- (3) The adult children of the decedent;
- (4) The parents of the decedent;
- (5) The adult siblings of the decedent;
- (6) The adult grandchildren of the decedent;
- (7) The grandparents of the decedent; and
- (8) An adult who exhibited special care and concern for the decedent.

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it.